O|Milk|51

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File No. 13|51

LEGAL DEPT

G **BRANCH**

Subject:—

Opinion on the Milk Cases.

(2/2)

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File No.

Gen. 194 e.

C O N T E N T S.

Legal Department File No. O.Milk/51

Serial No.	R.I./O.No.	Subject	Pages.
		Opinions on Milk Cases.	
1)	O.No. G-167/27-4-51	Re: Question of legality of refusing to grant a license under existing Rules and Regulations. (Copies not taken).	1-22
2)	O.No. G-492/17-10-51	Re: Bombay Milk(Control of production and distribution) Order, 1951. Licenses to ~~kkxx~~ be issued under	23-30

SMR 24-7-56
5 Copies.

M14/1618.

1618

Office of the R.L.A.

Section 412 A of the Bombay Municipal Corporation Act provides that no person shall without or otherwise than in conformity with the terms of a licence granted by the Commissioner in this behalf carry on the business of milk in Greater Bombay or use any place for sale of milk and contravention of this section is made punishable with a fine of Rs. 100/- under section 471 of the said Act. It will therefore be seen that it would not be competent for the Municipality to withdraw this provision which is made in the Act itself either in the entire area of the Municipality or any portion thereof. However the form of the licence containing the terms thereof is not provided for in the Act itself, and the Municipality therefore can give licences in thew wards in which the Bombay Milk(Control of Production and Distribution) Order, 1951 has been brought into force, without laying down any conditions excepting that the licensee shall hold a licence under the Bombay Milk (Control of Production and Distribution)Order, 1951.

Id./..... 17/10

Remembrancer of Legal Affairs.

U.S. to M.C.No. G-492 dated the 17th October,1951.

SMR 26-7-56
4 Copies.